

Scott J. Sagaria (SBN 217981)

[SJSagaria@sagarialaw.com](mailto:SJSagaria@sagarialaw.com)

Elliot W. Gale (SBN 263326)

[EGale@sagarialaw.com](mailto:EGale@sagarialaw.com)

Joe Angelo (SBN 268542)

[JAngelo@sagarialaw.com](mailto:JAngelo@sagarialaw.com)

SAGARIA LAW, P.C.

3017 Douglas Blvd., Ste 100

Roseville, CA 95661

Telephone: (408) 279-2288

Facsimile: (408) 297-2299

Attorneys for Plaintiff Cheryl McMinn

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

CHERYL MCMINN,

Plaintiff,

v.

EXPERIAN INFORMATION SOLUTIONS,  
INC., ET AL.,

Defendants.

Case No.: 5:17-cv-04083-LHK

**PLAINTIFF'S NOTICE OF  
VOLUNTARY DISMISSAL WITHOUT  
PREJUDICE OF DEFENDANT  
AMERICAN EXPRESS PURSUANT TO  
FEDERAL RULE OF CIVIL  
PROCEDURE 41(a)(1)**

Judge: Hon. Lucy H. Koh

**PLEASE TAKE NOTICE** that Plaintiff Cheryl McMinn, pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby voluntarily dismisses defendant American Express, with prejudice, as to all claims in this action.

Federal Rule of Civil Procedure 41(a)(1) provides, in relevant in part:

41(a) Voluntary Dismissal

(1) By the Plaintiff

a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2 and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

1 (1) A notice off dismissal before the opposing party either serves an  
2 answer or a motion for summary judgment.  
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4 Defendant American Express has neither answered Plaintiff's Complaint nor filed a  
5 motion for summary judgment. Accordingly, the matter may be dismissed against it for all  
6 purposes and without an Order of the Court.  
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9 DATED: October 13, 2017

**Salaria Law, P.C.**

10 By: /s/ Elliot Gale  
11 Elliot Gale  
12 Attorney for Plaintiff Cheryl McMinn  
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